**DECLARATION (37 CFR §1.63) AND POWER OF ATTORNEY**

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name, and

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **COMPOUNDS HAVING BOTH a7 NICOTINIC AGONIST ACTIVITY AND 5HT3 ANTAGONIST ACTIVITY FOR THE TREATMENT OF CNS DISEASES**, Docket No. 00400.US1, the specification of which

☐ is attached hereto.

☒ was filed on 31 October 2003 as Application Serial No. 10/698227 and was amended on .

☐ was filed on as PCT International Application No. and was amended under PCT Article 19 on , if applicable.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with 37 CFR §1.56(a).

I hereby claim the benefit under 35 USC §119(e) of any United States provisional application(s) listed below:

<u>Application Serial No.</u>	<u>Filing Date (Day/Month/Year)</u>
60/423155	1 November 2002

I hereby claim foreign priority benefits under 35 USC §119(a)-(d), or §365(b), of any foreign application(s) for patent or inventor's certificate or §365(a) of any PCT International Application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application for patent or inventor's certificate or any PCT International Application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application on which priority is claimed:

<u>Application Serial No.</u>	<u>Country</u>	<u>Filing Date (Day/Month/Year)</u>	<u>Priority Claimed (Yes/No)</u>
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I hereby claim the benefit under 35 USC §120, of any United States application(s) or PCT International Application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) in the manner provided by the first paragraph of 35 USC §112, I acknowledge the duty to disclose material information as defined in 37 CFR §1.56(a), which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application  
Serial No.

Filing Date

Status (Patented,  
Pending, Abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint

☒ the practitioners associated with Customer Number



25533

PATENT AND TRADEMARK OFFICE

☐ Thomas A. Wootton (Registration No. 35,004); Lucy X. Yang (Registration No. 40,259); Edward F. Rehberg (Registration No. 34,703); John H. Engelmann (Registration No. 28,075); Austin W. Zhang (Registration No. 48,061); Stephen L. Nesbitt (Registration No. 28,981); Mary J. Hosley (Registration No. 48,324); Jonathan P. O'Brien (Registration No. 50,852); and J. Trevor Lumb (Registration No. 28,567); all registered to practice before the Patent and Trademark Office.

as my attorneys or agents with full power of substitution and revocation to prosecute this application and all divisions and continuations thereof and to transact all business in the Patent and Trademark Office connected therewith and request that all correspondence and telephone communications be directed to the following person at the mailing address and telephone number hereafter given:

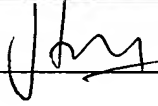
Name : Mary J. Hosley, Attorney

Registration No. : 48,324

Address : Pharmacia & Upjohn Company  
Global Intellectual Property  
301 Henrietta Street  
Kalamazoo, Michigan 49001

Telephone No. : (269) 833-0975 or (269) 833-9500

Telefax No. : (269) 833-8897 or (269) 833-2316

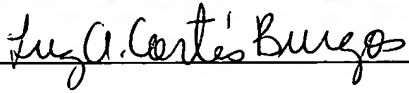
Inventor's Signature  Date Jan 27th 2004

Full name of sole or first inventor: Erik Ho Fong Wong

Residence: Portage, Michigan 49024

Citizenship: USA

Post Office Address: 7352 Hampstead Lane, Portage, Michigan 49024

Inventor's Signature  Date 3/11/2004

Full name of second joint inventor: Luz A. Cortes-Burgos

Residence: Saint Charles, Missouri 63301

Citizenship: USA

Post Office Address: 550 Morgan Street, Saint Charles, Missouri 63301

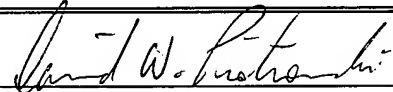
Inventor's Signature  Date 2/12/04

Full name of third joint inventor: Bruce Nelson Rogers

Residence: Mystic, Connecticut 06355

Citizenship: USA

Post Office Address: 114 Ledgeland Drive, Mystic, Connecticut 06355

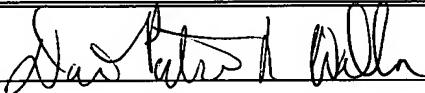
Inventor's Signature  Date 2/11/2004

Full name of fourth joint inventor: David W. Piotrowski

Residence: Groton Long Point, Connecticut 06340

Citizenship: USA

Post Office Address: 21 Tautog Street, Groton Long Point, Connecticut 06340


Inventor's Signature  Date 2/11/04

Full name of fifth joint inventor: Daniel Patrick Walker

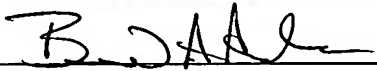
Residence: Noank, Connecticut 06340

Citizenship: USA

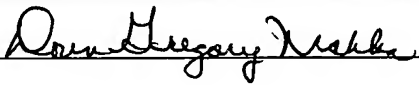
Post Office Address: 37 Nobel Avenue, Noank, Connecticut 06340

Inventor's Signature  Date 3/15/04

Full name of sixth joint inventor: Eric Jon Jacobsen  
Residence: Chesterfield, Missouri 63017      Citizenship: USA  
Post Office Address: 1503 Lace Bark Court, Chesterfield, Missouri 63017

Inventor's Signature  Date 2-15-04

Full name of seventh joint inventor: Brad A. Acker  
Residence: Chesterfield, Missouri 63017      Citizenship: USA  
Post Office Address: 899-M Woodpoint Drive, Chesterfield, Missouri 63017

Inventor's Signature  Date 2-13-04

Full name of eighth joint inventor: Donn Gregory Wishka  
Residence: Groton Long Point, Connecticut 06340      Citizenship: USA  
Post Office Address: 18 Atlantic Avenue, Groton Long Point, Connecticut 06340